PD-0478-19
COURT OF CRIMINAL APPEALS
AUSTIN, TEXAS
Transmitted 11/8/2019 1:35 PM
Accepted 11/8/2019 1:42 PM
DEANA WILLIAMSON

No. PD-0478-19

# IN THE COURT OF CRIMINAL APPEALS FILED COURT OF CRIMINAL APPEALS 11/8/2019 OF THE STATE OF TEXAS DEANA WILLIAMSON, CLERK

## Ex parte Leonardo Nuncio, Appellant

Appeal from Webb County

\* \* \* \* \*

# STATE'S MOTION TO EXTEND TIME FOR FILING ITS BRIEF

\* \* \* \* \*

State Prosecuting Attorney Bar I.D. No. 24031632

John R. Messinger Asst. State Prosecuting Attorney Bar I.D. No. 24053705

P. O. Box 13046 Austin, Texas 78711 512/463-1660 (Telephone) 512/463-5724 (Fax)

#### TO THE HONORABLE COURT OF CRIMINAL APPEALS:

Comes now the State of Texas, by and through its State Prosecuting Attorney, and respectfully submits to the Court its motion to extend the time for filing its brief to and including the 15<sup>th</sup> day of November, 2019. The State's brief is currently due on November 8, 2019. No previous motions to extend this deadline have been filed.

WHEREFORE, the State prays that its motion to extend the time for filing its petition until November 15, 2019, be granted.

Respectfully submitted,

/s/ John R. Messinger

JOHN R. MESSINGER Assistant State Prosecuting Attorney Bar I.D. No. 24053705

P.O. Box 13046 Austin, Texas 78711 512/463-1660 (Telephone) 512/463-5724 (Fax)

### **CERTIFICATE OF SERVICE**

A copy of the foregoing State's Motion to Extend the Time for Filing its Brief

has been eFiled on this 8th day of November, 2019, and served on the following:

David L. Reuthinger, Jr.
Webb County Assistant District Attorney
1110 Victoria St., Ste. 401
Laredo, Texas 78040
dreuthinger@webbcountytx.gov

Oscar O. Pena 1720 Matamoros St. Laredo, Texas 78040 oscar@oscarpenalaw.com

Lane A. Haygood 522 N. Grant Ave. Odessa, Texas 79761 lane@haygoodlawfirm.com

Mark Bennett 917 Franklin Street, Fourth Floor Houston, Texas 77002 mb@ivi3.com

/s/ John R. Messinger

John R. Messinger Assistant State Prosecuting Attorney